

U.S. Department of Justice  
United States Marshals Service**PROCESS RECEIPT AND RETURN**See Instructions for "Service of Process by the U.S. Marshal"  
on the reverse of this form.

PLAINTIFF	Gregory Harvey		COURT CASE NUMBER	9:09-cv-152
DEFENDANT	Drake et Al		TYPE OF PROCESS	
<b>SERVE</b> ➡  <b>AT</b>	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN			
	Sherriff Chris Farber County Sheriff			
	ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)			
	Herkimer County Jail, 301 N. Washington, Herkimer NY 13350			
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:			Number of process to be served with this Form - 285	
Gregory Harvey #02-A-1119 Sing Sing Cor FRC 354 Hunter St Ossining NY 10562			Number of parties to be served in this case	
			Check for service on U.S.A.	U.S. DISTRICT COURT, N.Y. DIST. N.Y.
SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE Telephone Numbers, and Estimated Times Available For Service): Fold			Include Business and Alternate Addresses, All	
			<div style="border: 1px solid black; padding: 5px; text-align: center;"> <b>JUN 18 2009</b>          AT O'CLOCK          Lawrence V. Baerman, Clerk       </div>	

Signature of Attorney or other Originator requesting service on behalf of:

☐ PLAINTIFF☐ DEFENDANT

TELEPHONE NUMBER

DATE

**SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE**

I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process 4	District of Origin No. 52	District to Serve No. 52	Signature of Authorized USMS Deputy or Clerk <i>R. M. Dermott</i>	Date 5-20-09
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I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above)

☐ A person of suitable age and discretion then residing in the defendant's usual place of abode.

Address (complete only if different than shown above)

Date of Service 5-28-09	Time am
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Signature of U.S. Marshal or Deputy

Service Fee 8	Total Mileage Charges (including endeavors)	Forwarding Fee	Total Charges 8.00	Advance Deposits	Amount owed to U.S. Marshal or	Amount of Refund
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REMARKS:

Service via Regular Mail 5-20-09  
299 form Rec'd

U.S. Department of Justice  
 United States Marshals Service  
 Northern District of New York  
 PO Box 7260  
 Syracuse, NY 13261



**SERVICE BY MAIL AND ACKNOWLEDGMENT  
 OF RECEIPT BY MAIL OF SUMMONS AND COMPLAINT**

**A. STATEMENT OF SERVICE BY MAIL**

United States District Court  
 for the  
 Northern District of New York

To: Sheriff Chris Farber, County Sheriff  
 Herkimer County Jail  
 301 N Washington St  
 Herkimer, NY 13350

Case No.: 9:09-CV-152

Harvey  
 v.  
 Drake, et al.

The enclosed summons and complaint are served pursuant to Fed. R. Civ. P. 4(e)(1) and section 312-a of the New York Civil Practice Law and Rules.

To avoid being charged with the expense of service upon you, you must sign, date and complete the acknowledgment part of this form and mail or deliver one copy of the completed form to the sender within thirty (30) days from the date you receive it. You should keep a copy for your records or for your attorney. If you wish to consult an attorney, you should do so as soon as possible.

If you do not complete and return the form to the sender within thirty (30) days, you (or the party on whose behalf you are being served) will be required to pay expenses incurred in serving the summons and complaint in any other manner permitted by law, and the cost of such service as permitted by law will be entered as a judgment against you.

The return of this statement and acknowledgment does not relieve you of the necessity to answer the complaint. The time to answer expires thirty(30) days after the day you mail or deliver this form to the sender.

If you are served on behalf of a corporation, unincorporated association, partnership or other entity, you must indicate under your signature your relationship to the entity. If you are served on behalf of another person and you are authorized to receive process, you must indicate under your signature your authority.

I declare, under penalty of perjury, that this Notice and Acknowledgment of Receipt of Summons and Complaint by Mail was mailed on 5-20-09

R. McDermott  
 Signature (USMS Official)

**B. ACKNOWLEDGMENT OF RECEIPT OF SUMMONS AND COMPLAINT**

I received the summons and complaint in the above-referenced matter.

CHECK ONE OF THE FOLLOWING; (IF 2 IS CHECKED, COMPLETE AS INDICATED)

1. ☐ I am not in military service of the United States.
2. ☐ I am in military service of the United States, and my rank, serial number and branch of service are as follows:  
 Rank: \_\_\_\_\_  
 Serial Number: \_\_\_\_\_  
 Branch of Service: \_\_\_\_\_

**TO BE COMPLETED REGARDLESS OF MILITARY STATUS:**

I affirm the above as true under penalty of perjury.

Christopher P. Farber  
 Signature

5-28-09

Print Name

CHRISTOPHER P. FARBER

Date of Signature

05-28-09

Christopher P. Farber  
 Name of Defendant for which acting

Attorney  
 Relationship to defendant/Authority to Receive

It is a crime to forge a signature or to make a false entry on this statement or on the acknowledgment.

RECEIVED  
 USMS - NDNY  
 2009 JUN - 1 P 11 32